

HONOURABLE SRI JUSTICE A. GOPAL REDDY

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AND

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HONOURABLE SRI JUSTICE G. BHAVANI PRASAD

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W.P.No.25748 of 2007

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DATE: 27.12.2007

Between:

Hiralal, S/o Bhakarramji,

.... Petitioner

And:

Station House Officer, Central Crime
Station, Karimnagar, Karimnagar District
and 3 others.

.... Respondents

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ORDER: (Per. Hon'ble Sri Justice A. Gopal Reddy)

Hiralal, the petitioner herein, sent a telegram to the Hon'ble the Acting Chief Justice dated 19.11.2007 alleging that the workers of his shop viz., Jagdish and Kachararam were illegally taken away from his shop by Sri Butchi Reddy, Sub. Inspector of Police, Sri Satyanarayana and Ramarao, constables and two armed gunmen of Central Crime Station, Karimnagar on 19.11.2007 apprehending danger to their lives, and hence, the said telegram has taken up as writ petition.

In response to the notice issued by this Court, the Inspector of Police, Central Crime Station, Karimnagar filed an affidavit denying the allegations of the telegram. It is stated that the alleged detenues 1 and

2 are accused 2 and 3 in Crime No.13 of 2007 registered for the offences under Sections 457 and 380 IPC on the file of Central Crime Station, Karimnagar and they were also shown as accused Nos.2 and 3 in Crime Nos.92 of 2007, 190 of 2006 and 220 of 2006 for the offences under Sections 457 and 380 IPC of Central Crime Station, Karimnagar and in all the above four cases, the alleged detenues have been absconding and they were also shown as accused in Cr. No.663 of 2006 of Kushaiguda Police Station and Cr. No.107 of 2007 of Nalgonda Police Station for the very same offences. While investigation is going on in

Cr. No.13 of 2007, the accused No.1-Mekala Siddhartha alias Anoop Kumar was arrested on 4.10.2007 by Kushaiguda Police in connection with Cr.No.663 of 2007 and remanded to judicial custody. The 1st respondent herein obtained necessary permission for police custody for interrogation and on grant of police custody by Addl. Judicial Magistrate of First Class, Karimnagar for two days, they interrogated the accused No.1 on 19.11.2007 and recorded his confessional statement which is annexed to the counter apart from FIR and charge sheet were filed.

In the light of the confessional statements made by accused 1 and 2 and Panchanama prepared on 19.11.2007, which goes to show that in Cr. No.13 of 2007 both the detenues were absconding to avoid their arrest and the said telegram appears to have been sent to prevent of their arrest, we do not see any truth in the contents of the said telegram, and the detention of the detenues illegally by the police as alleged.

Accordingly, the writ petition is dismissed. However, it is made clear that as and when the alleged detenues were arrested in connection of the above crime, they should be produced before

concerned Magistrate forthwith for obtaining appropriate orders in that regard.

A. GOPAL REDDY, J

G. BHAVANI PRASAD, J

Date: 27th December 2007

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